

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JOHN M. KISTLER, JR.,

Plaintiff,

v.

CHAD DOUGHTERTY, et al.,

Defendants

No. 3:10-CV-466

(JUDGE CAPUTO)

(MAGISTRATE JUDGE BLEWITT)

**ORDER**

**NOW** this 1st day of August 2012, upon review of Magistrate Judge Blewitt's Report and Recommendation (Doc. 160) for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 160) is **ADOPTED**.
- (2) Defendants' Motion for Summary Judgment (Doc. 156) is **GRANTED** with respect to Plaintiff Kistler's remaining claims against Defendants DeLuccie and Novak.
- (3) Judgment is entered in favor of Defendant DeLuccie and Novak and against Plaintiff Kistler.
- (4) The Clerk of Court is ordered to mark this matter as **CLOSED**.

**FILED  
SCRANTON**

AUG 01 2012

PER

  
DEPUTY CLERK

/s/ A. Richard Caputo

A. Richard Caputo  
United States District Judge